

City of Fayetteville, Arkansas

113 West Mountain Street
Fayetteville, AR 72701
479-575-8323



City Council Meeting

November 1, 2022
5:30 p.m.

City Hall Room 219
113 West Mountain

City Council Members

*Sonia Harvey Ward 1
D'Andre Jones Ward 1
Mark Kinton Ward 2
Mike Wiederkehr Ward 2
Sloan Scroggin Ward 3
Sarah Bunch Ward 3
Teresa Turk Ward 4
Holly Hertzberg Ward 4*

ELECTED OFFICIALS:
*Mayor Lioneld Jordan
City Attorney Kit Williams
City Clerk Treasurer Kara Paxton*

Zoom Information: Webinar ID: 818 4889 5709 Public Registration Link: <https://us06web.zoom.us/join/81848895709>

Call To Order

Roll Call

Pledge of Allegiance

Mayor's Announcements, Proclamations and Recognitions

City Council Meeting Presentations, Reports and Discussion Items

1. 2021-1091 MONTHLY FINANCIAL REPORT

[Legislation Text](#)

Proposed Agenda Additions

A. Consent

- A.1 2021-1061 APPROVAL OF THE OCTOBER 4, 2022 CITY COUNCIL MEETING MINUTES AND THE OCTOBER 18, 2022 CITY COUNCIL MEETING MINUTES

[Legislation Text](#)

- A.2 2022-0916 SAMSARA, INC.: A RESOLUTION TO APPROVE A MASTER LICENSE, SERVICE AGREEMENT, AND QUOTE FROM SAMSARA, INC. FOR THE PURCHASE OF VEHICLE MONITORING EQUIPMENT AND SERVICES PURSUANT TO A SOURCEWELL COOPERATIVE PURCHASING CONTRACT ON AN AS NEEDED BASIS

[Legislation Text](#)

[SAMSARA, INC.](#)

[SAMSARA SOURCEWELL CONTRACT](#)

- A.3 2022-0934 POLICE DEPARTMENT AMMUNITION STATE CONTRACT: A RESOLUTION TO APPROVE THE PURCHASE OF AMMUNITION AS NEEDED BY THE FAYETTEVILLE POLICE DEPARTMENT FROM VARIOUS MANUFACTURERS, PURSUANT TO THE STATE OF ARKANSAS AMMUNITION CONTRACT, FOR AN INITIAL TERM THROUGH JANUARY 23, 2023 AND AS RENEWED BY THE STATE EACH YEAR THROUGH JANUARY 23, 2029

[Legislation Text](#)

[POLICE DEPARTMENT AMMUNITION STATE CONTRACT](#)

- A.4 2022-0974 HAZMAT REVENUE FROM WASHINGTON COUNTY: A RESOLUTION TO APPROVE A BUDGET ADJUSTMENT IN THE AMOUNT OF \$4,169.00 RECOGNIZING HAZMAT SERVICES REVENUE RECEIVED FROM WASHINGTON COUNTY AND INCREASING THE RELATED EXPENSE BUDGET

[Legislation Text](#)

[HAZMAT REVENUE FROM WASHINGTON COUNTY](#)

[BUDGET ADJUSTMENT](#)

- A.5 2022-0965 BIG BEAR SHREDDING: A RESOLUTION TO AUTHORIZE THE DESTRUCTION OF CERTAIN RECORDS SHOWN ON THE ATTACHED AFFIDAVIT PURSUANT TO RELEVANT SECTIONS OF THE ARKANSAS CODE RELATED TO MAINTENANCE AND DESTRUCTION OF ACCOUNTING AND OTHER CITY RECORDS

[Legislation Text](#)

[BIG BEAR SHREDDING](#)

- A.6 2022-0935 TSW, INC., WALKER PARK MASTER PLAN: A RESOLUTION TO AUTHORIZE A CONTRACT WITH TSW, INC., PURSUANT TO RFQ 22-01, SELECTION 10, IN THE AMOUNT OF \$94,500.00, TO PROVIDE MASTER PLAN DESIGN SERVICES FOR WALKER COMMUNITY PARK, TO APPROVE A PROJECT CONTINGENCY IN THE AMOUNT OF \$5,000.00, AND TO APPROVE A BUDGET ADJUSTMENT - PARK IMPROVEMENT BOND PROJECT

[Legislation Text](#)

[TSW, INC., WALKER PARK MASTER PLAN](#)

[BUDGET ADJUSTMENT](#)

- A.7 2022-0968 RODNEY RYAN PARK SIDEWALK: A RESOLUTION TO APPROVE A BUDGET ADJUSTMENT IN THE TOTAL AMOUNT OF \$16,615.00 RECOGNIZING PARK LAND DEDICATION FEES FROM THE SOUTHWEST PARK QUADRANT TO BE USED FOR IMPROVEMENTS TO RODNEY RYAN PARK

[Legislation Text](#)

[RODNEY RYAN PARK SIDEWALK](#)

[BUDGET ADJUSTMENT](#)

- A.8 2022-0972 GRAYBAR ELECTRIC COMPANY, INC.: A RESOLUTION TO APPROVE THE PURCHASE OF ELECTRICAL CONDUIT, WIRE AND FITTINGS FROM GRAYBAR ELECTRIC COMPANY, INC. IN THE AMOUNT OF \$42,911.15 PLUS APPLICABLE TAXES AND FREIGHT CHARGES, PURSUANT TO AN OMNIA PARTNERS COOPERATIVE PURCHASING CONTRACT

[Legislation Text](#)

[GRAYBAR ELECTRIC COMPANY, INC.](#)

B. Unfinished Business

- B.1 2022-0878 AMEND § 118.01 APPLICABILITY, § 151.01 DEFINITIONS AND § 163.18 SHORT-TERM RENTALS: AN ORDINANCE TO AMEND § 118.01 APPLICABILITY OF THE FAYETTEVILLE CITY CODE, AND § 151.01 DEFINITIONS AND § 163.18 SHORT-TERM RENTALS OF THE UNIFIED DEVELOPMENT CODE TO REMOVE THE CONDITIONAL USE PERMIT REQUIREMENT FOR TYPE 2 SHORT-TERM RENTALS, AND TO REPEAL THE SUNSET PROVISION

[Legislation Text](#)

[AMEND § 118.01 APPLICABILITY, § 151.01 DEFINITIONS AND § 163.18 SHORT-TERM RENTALS](#)

[092622 ADDITIONAL INFORMATION AMEND 118.01, 151.01 AND 163.18](#)

[100722 ADDITIONAL INFORMATION SHORT TERM RENTALS](#)

[101322 ADDITIONAL INFORMATION SHORT TERM RENTALS](#)

[102722 ADDITIONAL INFORMATION AMEND 118.01, 151.01 AND 163.18 CITY COUNCIL MEMO](#)

- B.2 2022-0919 REINDL PROPERTIES, INC.: A RESOLUTION TO AUTHORIZE MAYOR JORDAN TO SIGN A LETTER OF INTENT DEFINING DEVELOPMENT AGREEMENT TERMS WITH REINDL PROPERTIES, INC. FOR A PUBLIC PRIVATE PARTNERSHIP FOR CONSTRUCTION OF THE MIXED-USE BUILDING PLANNED TO PROVIDE GROUND FLOOR ACTIVE USES FOR THE RAMBLE CIVIC PLAZA ON THE SOUTHERN END OF THE SITE

[Legislation Text](#)

[REINDL PROPERTIES, INC.](#)

[101122 ADDITIONAL INFORMATION REINDL PROPERTIES - CITY ATTORNEY MEMO](#)

[101722 ADDITIONAL INFORMATION SOLVING THE LETTER OF INTENT ISSUE - CITY ATTORNEY MEMO](#)

[101822 ADDITIONAL INFORMATION POSSIBLE ISSUES IN LETTER OF INTENT - CITY ATTORNEY MEMO](#)

[101822 ADDITIONAL INFORMATION LETTER OF INTENT BINDING EFFECT - CONNER WINTERS MEMO](#)

[101822 FAYETTEVILLE ARTS COUNCIL STATEMENT](#)

- B.3 2022-0938 VAC 22-022 (3615 N STEELE BLVD/JJ'S LIVE): AN ORDINANCE TO APPROVE VAC 22-022 FOR PROPERTY LOCATED AT 3615 NORTH STEELE BOULEVARD IN WARD 3 TO VACATE A PORTION OF A UTILITY EASEMENT

[Legislation Text](#)

[VAC 22-022 \(3615 N STEELE BLVD/JJ'S LIVE\)](#)

C. New Business

- C.1 2022-1000 SUBRECIPIENT AGREEMENT WCRC DEAD HORSE MOUNTAIN RD. LAND PURCHASE: A RESOLUTION TO AUTHORIZE MAYOR JORDAN TO SIGN A SUBRECIPIENT AGREEMENT WITH THE WATERSHED CONSERVATION RESOURCE CENTER FOR THE PURCHASE OF ABOUT 223 ACRES OF LAND NEAR DEAD HORSE MOUNTAIN ROAD UTILIZING AMERICAN RESCUE PLAN ACT FUNDS IN THE AMOUNT OF \$1,445,400.00, AND TO APPROVE A BUDGET ADJUSTMENT

[Legislation Text](#)

[SUBRECIPIENT AGREEMENT WCRC DEAD HORSE MOUNTAIN RD. LAND PURCHASE](#)

[SUBRECIPIENT GRANT APPLICATION](#)

[BUDGET ADJUSTMENT](#)

- C.2 2022-0976 AMEND § 162.01 (Z) UNIT 25 OFFICES, STUDIOS AND RELATED SERVICES: AN ORDINANCE TO AMEND § 162.01 (Z) OFFICES, STUDIOS, AND RELATED SERVICES OF THE FAYETTEVILLE UNIFIED DEVELOPMENT CODE TO ADD PERSONAL SERVICES

[Legislation Text](#)

[AMEND § 162.01 \(Z\) UNIT 25 OFFICES, STUDIOS AND RELATED SERVICES](#)

[EXHIBIT A](#)

D. City Council Agenda Session Presentations

- D.1 2021-1092 AGENDA SESSION PRESENTATION - SALES TAX REPORT, PAUL BECKER AND ENERGY REPORT, PETER NIERENGARTEN

[Legislation Text](#)

- D.2 2022-0790 AGENDA SESSION PRESENTATION: ANNUAL ENERGY ACTION PLAN UPDATE - PETER NIERENGARTEN

[Legislation Text](#)

E. City Council Tour

F. Announcements

G. Adjournment

NOTICE TO MEMBERS OF THE AUDIENCE

All interested persons may appear and address the City Council on Unfinished Business, New Business, and Public Hearings at City Council meetings. If you wish to address the City Council on an agenda item, please wait for the Mayor or Chair to request public comment. When the Mayor or Chair recognizes you, please start your public comment by giving your name and address. Comments are to be addressed to the Mayor or Chair. The Mayor or Chair will direct your comments to the appropriate elected officials, staff, or others for response. Keep your comments respectful, brief, to the point, and relevant to the agenda item being considered. Each speaker from the public will be allowed one turn to speak for discussion of an agenda item.

Below is a portion of the Rules of Order and Procedure of the Fayetteville City Council pertaining to City Council meetings:

Agenda Additions: A new item which is requested to be added to the agenda at a City Council meeting should only be considered if it requires immediate City Council consideration and if the normal agenda setting process is not practical. The City Council may only place such new item on the City Council meeting's agenda by suspending the rules by two-thirds vote. Such agenda addition shall be heard prior to the Consent Agenda.

Consent Agenda: Consent Agenda items shall be read by the Mayor and voted upon as a group without discussion by the City Council. If a Council Member wishes to comment upon or discuss a Consent Agenda item that item shall be removed and considered immediately after the Consent Agenda has been voted upon.

Unfinished Business and New Business: Overview Period: Agenda items at a City Council meeting shall be introduced by the Mayor and, if an ordinance, read by the City Attorney. City staff shall then present a report. An agenda applicant (city contractor, rezoning or development applicant, etc.) may present its proposal only during this presentation period, but may be recalled by a Council Member later to answer questions. City staff, Council Members and applicants may use electronic visual aids in the City Council meeting as part of the presentation of the agenda item. City staff's presentation and an Applicant's presentation whether presented by one or more than one presenter shall each be limited to a maximum of ten (10) minutes unless the City Council by unanimous consent or majority vote allows additional time. Public Comments: Public comment at a City Council meeting shall be allowed for all members of the audience who have signed up prior to the beginning of the agenda item they wish to address being opened for public comment. Speakers shall be limited to a maximum of five (5) minutes to discuss the agenda item being considered by the City Council. Amendments may receive public comments only if approved by the City Council by unanimous consent or majority vote. If public comment is allowed for an amendment, speakers will only be allowed to speak for three (3) minutes. The City Council may allow both a speaker additional time and an unsigned-up person to speak by unanimous consent or majority vote. As part of a person's public comments allowed above, the speaker may use electronic visual aids during their five (5) minutes presentation period concerning the agenda item being considered by the City Council. Courtesy and Respect: All members of the public, all city staff and elected officials shall accord the utmost courtesy and respect to each other at all times. All shall refrain from comments that are harassing or amount to a personal attack against any identifiable individual including abusive comments and derogatory remarks about integrity or offer any other comments that are also not limited to the discussion of the specific agenda item being considered by the City Council. Any member of the public who violates these standards shall be ruled out of order by the Mayor, must immediately cease speaking and shall leave the podium. Interpreters or Telecommunications Device for the Deaf (TDD), for hearing impaired are available for all City Council meetings, a 72-hour advance notice is required. For further information or to request an interpreter, please call 479-575-8330. A copy of the complete City Council agenda is available on our website at www.fayetteville-argov.org or in the Office of the City Clerk, 113 W. Mountain, Fayetteville, Arkansas (479) 575-8323. All cell phones must be silenced and may not be used within the City Council Chambers.